

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Page 1 of 4

Caption in Compliance with D.N.J. LBR 9004-2(c)

44725 & 44726
Morton & Craig LLC
William E. Craig, Esquire
110 Marter Ave., Suite 301
Moorestown, NJ 08057
Attorney for Credit Acceptance Corporation

In Re:

ROBERT H. BENNETT
MARSHA J. BENNETT



Order Filed on December 6, 2017
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No. 16-32672

Adv. No.


Hearing Date: 9-12-17

Judge: (ABA)

**ORDER FOR ARREARAGE CURE, REGULAR MONTHLY PAYMENTS, INSURANCE, COUNSEL
FEES, AND STAY RELIEF UNDER CERTAIN CIRCUMSTANCES**

The relief set forth on page number two (2) through three (3) is hereby **ORDERED**.

DATED: December 6, 2017



Honorable Andrew B. Altenburg, Jr.
United States Bankruptcy Court

(Page 2)

Debtors: Robert and Marsha Bennett

Case No: 16-32672

Caption of Order: Order for arrearage cure, regular monthly payments, insurance, counsel fees, and stay relief under certain circumstances

This matter having brought before this Court on a Motion For Stay Relief filed by John R. Morton, Jr., Esq., attorney for Credit Acceptance Corporation, with the appearance of Lee M. Perlman, Esq. on behalf of the Debtors, and this Order having been filed with the Court and served upon the Debtors and their attorney under the seven day rule with no objections having been received as to the form or entry of the Order and for good cause shown, it is hereby

ORDERED:

VEHICLE #1: 2011 Honda CR-Z

- 1. That Credit Acceptance Corporation (“Credit Acceptance”) is the holder of a first purchase money security interest encumbering a 2011 Honda CR-Z bearing vehicle identification number JHMZF1D48BS004280.**
- 2. That the automatic stay of the Bankruptcy Code section 362(a) is vacated to permit the movant to pursue the movant’s rights in the personal property described above to the extent and in the manner provided by any applicable contract documents and non-bankruptcy law.**
- 3. That this Order shall become effective immediately without regard to Bankr. R. 4001(a)(3).**

VEHICLE #1: 2006 Toyota RAV4

- 4. That Credit Acceptance Corporation (“Credit Acceptance”) is the holder of a first purchase money security interest encumbering a 2006 Toyota RAV4 bearing vehicle identification number JTMBD31V666011762.**

(Page 3)

Debtors: Robert and Marsha Bennett

Case No: 16-32672

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- 5. That after application to the Debtors' account of funds remitted in September 12, 2017 in the amount of \$1,007.00, the Debtors' account continues to have post-petition arrears through September 2017 in the amount of \$3,211.50.**
- 6. That the Debtors are to cure the arrearage set forth above by making their regular monthly payment of \$502.25 plus an additional \$535.25 each month (for a total monthly payment of \$1,037.50) for the months of October 2017 through March 2018.**
- 7. That commencing October 2017, if the Debtors fail to make any payment to Credit Acceptance within thirty (30) days after it falls due, Credit Acceptance shall be entitled to stay relief upon filing a certification with the Court and serving it upon the Debtors, their attorney, and the chapter 13 trustee.**
- 8. That the Debtors must maintain insurance on the vehicle. The vehicle must have full comprehensive and collision coverage with deductibles not exceeding \$500.00 each. Credit Acceptance Corporation must be listed as loss payee. If the Debtors fail to maintain valid insurance on the vehicle, Credit Acceptance shall be entitled to stay relief upon filing a certification that insurance has lapsed with the Court and serving it upon the Debtors, their attorney, and the chapter 13 trustee.**
- 9. That the Debtors are to pay a counsel fee of \$531.00 to Credit Acceptance Corporation through their chapter 13 plan.**

Certificate of Notice Page 4 of 4
United States Bankruptcy Court
District of New Jersey

In re:
Robert H. Bennett
Marsha J. Bennett
Debtors

Case No. 16-32672-ABA
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0312-1

User: admin
Form ID: pdf903

Page 1 of 1
Total Noticed: 1

Date Rcvd: Dec 06, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 08, 2017.
db/jdb #+Robert H. Bennett, Marsha J. Bennett, 1304 Marlkrass Rd, Cherry Hill, NJ 08003-2659

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.
While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 08, 2017

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 6, 2017 at the address(es) listed below:

Charles G. Wohlrab on behalf of Creditor Nationstar Mortgage LLC cwohlab@logs.com,
njbankruptcynotifications@logs.com
Denise E. Carlon on behalf of Creditor Toyota Motor Credit Corporation
dcarlon@kmlawgroup.com, bkgroup@kmlawgroup.com
Isabel C. Balboa ecfmil@standingtrustee.com, summarymail@standingtrustee.com
John R. Morton, Jr. on behalf of Creditor Credit Acceptance Corporation
ecfmil@mortoncraig.com, mortoncraigecf@gmail.com
Lee Martin Perlman on behalf of Joint Debtor Marsha J. Bennett ecf@newjerseybankruptcy.com,
lmpcourt@gmail.com
Lee Martin Perlman on behalf of Debtor Robert H. Bennett ecf@newjerseybankruptcy.com,
lmpcourt@gmail.com
Raymond Shockley, Jr on behalf of Trustee Isabel C. Balboa ecf@standingtrustee.com
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 8